

#6

Attorney Docket No. 1781-0163P

BIRCH, STEWART, KOLASCH & BIRCH, LLPP.O. Box 747 • Falls Church, Virginia 22040-0747
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050PLEASE NOTE:
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FOLLOWING**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT AND DESIGN APPLICATIONS**

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

CHIMERIC GENE CONSTRUCTS FOR GENERATION OF FLUORESCENT TRANSGENIC ORNAMENTAL FISHFill in Appropriate
Information -
For Use Without
Specification
Attached:

the specification of which is attached hereto. If not attached hereto,

the specification was filed on _____ as
United States Application Number _____;
and amended on _____ (if applicable) and/or
the specification was filed on July 16, 1999 as PCT
International Application Number PCT/SG99/00079; and was
amended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Insert Priority
Information:
(if appropriate)**Prior Foreign Application(s)****Priority Claimed**

| | | | | |
|------------------------------|-------------------------------|--|---|-----------------------------|
| <u>9900811-2</u> (Number) | <u>Singapore</u> (Country) | <u>February 18, 1999</u> (Month/Day/Year Filed) | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| <u>9903367-2</u> (Number) | <u>Singapore</u> (Country) | <u>July 14, 1999</u> (Month/Day/Year Filed) | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| _____ (Number) | _____ (Country) | _____ (Month/Day/Year Filed) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| _____ (Number) | _____ (Country) | _____ (Month/Day/Year Filed) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

Insert Provisional
Application(s):
(if any)

| | |
|-------------------------------|------------------------|
| _____ (Application Number) | _____ (Filing Date) |
|-------------------------------|------------------------|

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:

| Country | Application Number | Date of Filing (Month/Day/Year) |
|---------|--------------------|---------------------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |

Insert Requested
Information:
(if appropriate)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S.
Application(s):
(if any)
Page 1 of 2
(Rev. 06/29/01)

| | | |
|-------------------------------|------------------------|--|
| _____ (Application Number) | _____ (Filing Date) | _____ (Status - patented, pending, abandoned) |
|-------------------------------|------------------------|--|

I hereby appoint the practitioners at CUSTOMER NO. 2292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or **CUSTOMER NO. 2292**

P.O. Box 747 • Falls Church, Virginia 22040-0747

Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

**PLEASE NOTE:
YOU MUST
COMPLETE
THE
FOLLOWING:**

Full Name of First
or Sole Inventor:
Insert Name of
Inventor →
Insert Date This
Document is Signed

Insert Residence
Insert Citizenship →

Insert Post Office
Address →

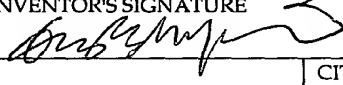
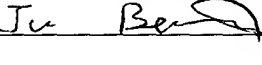

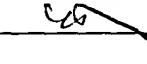
Full Name of Second
Inventor, if any:
see above

Full Name of Third
Inventor, if any:
see above

Full Name of Fourth
Inventor, if any:
see above

Full Name of Fifth
Inventor, if any:
see above

Full Name of Sixth
Inventor, if any:
see above

| | | |
|--|--|---------------------------|
| GIVEN NAME/FAMILY NAME Zhiyuan GONG | INVENTOR'S SIGNATURE  | DATE* 9/8/01 |
| Residence (City, State & Country) Singapore, Singapore | | CITIZENSHIP Canada |
| MAILING ADDRESS (Complete Street Address including City, State & Country) 113 Clementi Rd. #07-01, Singapore 129793 | | |
| GIVEN NAME/FAMILY NAME Jiangyan HE | INVENTOR'S SIGNATURE | DATE* |
| Residence (City, State & Country) Cleveland, Ohio, USA | | CITIZENSHIP P.R. China |
| MAILING ADDRESS (Complete Street Address including City, State & Country) 2636 North Moreland Blvd., Apt. 8, Cleveland, OH 44120, USA | | |
| GIVEN NAME/FAMILY NAME Bensheng JU | INVENTOR'S SIGNATURE  | DATE* 08/08/2001 |
| Residence (City, State & Country) Singapore, Singapore | | CITIZENSHIP P.R. China |
| MAILING ADDRESS (Complete Street Address including City, State & Country) Blk 403, Clementi Avenue 1, #06-206, Singapore 120403 | | |
| GIVEN NAME/FAMILY NAME Toong Jin LAM | INVENTOR'S SIGNATURE  | DATE* 08/08/2001 |
| Residence (City, State & Country) Singapore, Singapore | | CITIZENSHIP Singapore |
| MAILING ADDRESS (Complete Street Address including City, State & Country) 7 Second Avenue, Singapore 266657 | | |
| GIVEN NAME/FAMILY NAME Yanfei XU | INVENTOR'S SIGNATURE | DATE* |
| Residence (City, State & Country) Chicago, Illinois, USA | | CITIZENSHIP P.R. China |
| MAILING ADDRESS (Complete Street Address including City, State & Country) 924 East 57th Street, R122, Chicago, IL 60637, USA | | |
| GIVEN NAME/FAMILY NAME Tie YAN | INVENTOR'S SIGNATURE  | DATE* 08/08/01 |
| Residence (City, State & Country) Singapore, Singapore | | CITIZENSHIP P.R. China |
| MAILING ADDRESS (Complete Street Address including City, State & Country) Blk 413, Pandan Gardens #11-23, Singapore 600413 | | |

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Insert Title: CHIMERIC GENE CONSTRUCTS FOR GENERATION OF FLUORESCENT TRANSGENIC ORNAMENTAL FISH

Fill in Appropriate Information - For Use Without Specification Attached: the specification of which is attached hereto. If not attached hereto, the specification was filed on _____ as United States Application Number _____ and amended on _____ (if applicable) and/or the specification was filed on July 16, 1999 as PCT International Application Number PCT/SG99/00079; and was amended under PCT Article 19 on _____ (if applicable)

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| <u>9900811-2</u> <u>Singapore</u> <u>February 18, 1999</u> | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| (Number) (Country) (Month/Day/Year Filed) | Yes No |
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|--|--------------------|---------------------------------|
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| _____ | _____ | _____ |
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| Page 1 of 2 (Rev. 06/29/01) | _____ | _____ | _____ |

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of First
Sole Inventor:
Name of
Inventor
Date This
Document is Signed

Residence
Citizenship

Post Office
Address

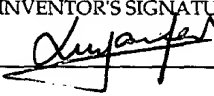
Name of Second
Inventor, if any:
see above

Name of Third
Inventor, if any:
see above

Name of Fourth
Inventor, if any:
see above

Name of Fifth
Inventor, if any:
see above

Name of Sixth
Inventor, if any:
see above

| | | |
|---|---|--------|
| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Zhiyuan GONG | | |
| Residence (City, State & Country) | CITIZENSHIP | |
| Singapore, Singapore | Canada | |
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| 113 Clementi Rd. #07-01, Singapore 129793 | | |
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| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
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| Residence (City, State & Country) | CITIZENSHIP | |
| Singapore, Singapore | Singapore | |
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| Tie YAN | | |
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| Singapore, Singapore | P.R. China | |
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Full Name of First
or Sole Inventor:
Insert Name of
Inventor →
Insert Date This
Document is Signed

Insert Residence
Insert Citizenship →

Insert Post Office
Address →

Full Name of Second
Inventor, if any:
see above

Full Name of Third
Inventor, if any:
see above

Full Name of Fourth
Inventor, if any:
see above

Full Name of Fifth
Inventor, if any:
see above

Full Name of Sixth
Inventor, if any:
see above

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| | | |
|--|-----------------------------|--------------|
| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Zhiyuan GONG | | |
| Residence (City, State & Country) | CITIZENSHIP | |
| Singapore, Singapore | Canada | |
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| 113 Clementi Rd. #07-01, Singapore 129793 | | |
| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Jiangyan HE | <i>Jiangyan HE</i> | Sep. 7, 2001 |
| Residence (City, State & Country) | CITIZENSHIP | |
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| MAILING ADDRESS (Complete Street Address including City, State & Country) | | |
| 2636 North Moreland Blvd., Apt. 8, Cleveland, OH 44120, USA | | |
| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Bensheng JU | | |
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| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Toong Jin LAM | | |
| Residence (City, State & Country) | CITIZENSHIP | |
| Singapore, Singapore | Singapore | |
| MAILING ADDRESS (Complete Street Address including City, State & Country) | | |
| 7 Second Avenue, Singapore 266657 | | |
| GIVEN NAME/FAMILY NAME | INVENTOR'S SIGNATURE | DATE* |
| Yanfei XU | | |
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| Singapore, Singapore | P.R. China | |
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*DATE OF SIGNATURE